



# DRAFT MINUTES

## HEALTH AND HUMAN SERVICES INTERIM COMMITTEE

Wednesday, October 16, 2019 | 8:30 a.m. | 30 House Building

### Members Present:

Sen. Allen M. Christensen, Chair  
Rep. Brad M. Daw, Chair  
Sen. David G. Buxton  
Sen. Luz Escamilla  
Rep. Stewart E. Barlow  
Rep. Jennifer Dailey-Provost  
Rep. Steve Eliason  
Rep. Sandra Hollins  
Rep. Brian S. King  
Rep. Karianne Lisonbee  
Rep. Kelly B. Miles  
Rep. Paul Ray  
Rep. Rex P. Shipp

Rep. Robert M. Spendlove  
Rep. Norman K. Thurston  
Rep. Raymond P. Ward

### Members Absent:

Sen. Evan J. Vickers

### Staff Present:

Mr. Mark D. Andrews, Policy Analyst  
Ms. Karin M. Rueff, Policy Analyst  
Mr. Daniel M. Cheung, Associate General Counsel  
Ms. Ericka A. Evans, Associate General Counsel  
Ms. Rikka Strong, Associate General Counsel  
Mr. Nathan Erickson, Administrative Assistant

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Daw called the meeting to order at 8:43 a.m.

## 1 . Healthcare Spending: Price Transparency Tool for Consumers

### [3.2 Healthcare Payment Transparency \(Source - Office of the State Auditor\)](#)

John Dougal, Utah State Auditor, reported on his office's development of an internet tool that will allow consumers to compare the cost of specific medical procedures across healthcare providers throughout the state and answered clarifying questions from the committee. The auditor expects the tool to be available to the public at the beginning of 2020.

## 2 . Committee Business

**MOTION:** Sen. Christensen moved to approve the minutes of the September 18, 2019, meeting. The motion passed with a vote of 13 - 0 - 4.

### Yeas-13

Rep. S. Barlow  
Sen. D. Buxton  
Sen. A. Christensen  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. B. King  
Rep. K. Lisonbee  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

### Nays-0

### Absent-4

Sen. L. Escamilla  
Rep. K. Miles  
Rep. P. Ray  
Sen. E. Vickers

### **3 . Behavioral Healthcare: Recommendations from Stakeholders**

[2.2 PRESENTATION: \(From 8/21 Meeting\) Utah's Mental Health System: A Collaborative Endeavor of the Kem C. Gardner Policy Institute and the Utah Hospital Association](#)

[2.3 DOCUMENT: Tier I Recommendations for Improving Utah's Mental Health System \(Source: Utah Hospital Association\)](#)

[2.4 DOCUMENT: Continuum of Mental Health Services \(Source: Utah Hospital Association\)](#)

[2.5 DOCUMENT: Utah's Coordinated Crisis System \(Source: Utah Hospital Association\)](#)

Greg Bell, President and CEO, Utah Hospital Association, introduced the topic of Utah's Mental Health System.

Laura Summers, Senior Health Policy Analyst, Kem C. Gardner Institute, presented Tier 1 Recommendations for Improving Utah's Mental Health System.

Greg Bell spoke to the issue of mental health in Utah and responded to clarifying questions from the committee.

Laura Summers continued presenting recommendations and answered clarifying questions from the committee.

Rep. Eliason spoke about Utah's coordinated crisis system.

Chair Daw invited public comment.

Michelle McOmber, Utah Medical Association, thanked the Utah Hospital Association for its work on the issue and expressed concern that certain stakeholders were excluded from the study.

### **4 . Substance Misuse: Controlled Substances Advisory Committee Recommendations**

[4.2 DRAFT LEGISLATION: Controlled Substances Revisions](#)

Rep. Ray presented draft legislation "Controlled Substances Revisions".

**MOTION:** Rep. Ray moved to recommend draft legislation "Controlled Substances Revisions" (2020FL-0815/004), which adds a "spice" compound to the Utah Controlled Substances Act and adds two individuals to the Division of Occupational and Professional Licensing's Controlled Substances Advisory Committee.  
The motion passed with a vote of 13 - 0 - 4.

#### Yeas-13

Sen. D. Buxton  
Sen. A. Christensen  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Sen. L. Escamilla  
Rep. K. Lisonbee  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

#### Nays-0

#### Absent-4

Rep. S. Barlow  
Rep. S. Hollins  
Rep. B. King  
Sen. E. Vickers

Chair Daw invited public comment.

## **5 . Substance Misuse: Medical Record Falsification**

### 5.1 DRAFT LEGISLATION -- Health Care Professional Licensing Amendments (requested by committee)

Chair Daw turned the chair over to Sen. Allen Christensen.

Rep. Brad Daw presented the draft legislation, "Healthcare Professional Licensing Amendments."

**MOTION:** Rep. Brad Daw moved to recommend draft legislation, "Healthcare Professional Licensing Amendments" (2020FL-0743/003), which amends the definition of unprofessional conduct for physicians, physician assistants, nurse midwives, podiatrists, dentists, dental hygienists, optometrists, and pharmacists to include knowingly entering false or misleading information on a medical record or knowingly altering a medical record for the purpose of concealing any circumstance related to the health care provided to a patient. The motion passed with a vote of 13 - 0 - 4.

#### Yeas-13

Sen. D. Buxton  
Sen. A. Christensen  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Sen. L. Escamilla  
Rep. K. Lisonbee  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

#### Nays-0

#### Absent-4

Rep. S. Barlow  
Rep. S. Hollins  
Rep. B. King  
Sen. E. Vickers

Chair Christensen invited public comment.

Chair Christensen turned the chair back over to Rep. Daw.

## **6 . Family Planning Services: Administration of Title X Funding**

Dr. Joseph K. Miner, Executive Director, Utah Department of Health, provided background on the use of federal Title X funding for family planning services and indicated the Governor's position is that the state should continue seeking federal approval to use Title X funds without amending the state's parental consent requirements.

Rep. Ward discussed the topic, answered clarifying questions from the committee, and suggested the committee open a bill file to address the topic.

Dr. Miner continued answering questions from the committee.

**MOTION:** Sen. Christensen made a motion to move to the next agenda item.

The committee debated the motion to move on to the next agenda item.

Rep. Thurston raised a point of order, indicating that when a motion is before the committee, comments by committee members should be limited to that motion.



**MOTION:** Rep. Thurston made a privileged motion to extend debate for 15 minutes. The motion failed with a vote of 7 - 8 - 2.

Yeas-7

Rep. J. Dailey-Provost  
Sen. L. Escamilla  
Rep. S. Hollins  
Rep. K. Lisonbee  
Rep. K. Miles  
Rep. R. Shipp  
Rep. N. Thurston

Nays-8

Rep. S. Barlow  
Sen. D. Buxton  
Sen. A. Christensen  
Rep. B. Daw  
Rep. S. Eliason  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

Absent-2

Rep. B. King  
Sen. E. Vickers

Sen. Christensen's motion to move to the next agenda item passed with a vote of 10 - 5 - 2.

Yeas-10

Rep. S. Barlow  
Sen. D. Buxton  
Sen. A. Christensen  
Rep. B. Daw  
Rep. S. Eliason  
Rep. K. Lisonbee  
Rep. P. Ray  
Rep. R. Shipp  
Rep. R. Spendlove  
Rep. R. Ward

Nays-5

Rep. J. Dailey-Provost  
Sen. L. Escamilla  
Rep. S. Hollins  
Rep. K. Miles  
Rep. N. Thurston

Absent-2

Rep. B. King  
Sen. E. Vickers

## **7 . Substance Misuse: Youth Prevention**

Sen. Christensen discussed his intent to introduce legislation that would create a Youth Substance Abuse Prevention Workgroup. The workgroup would make recommendations to the Department of Health regarding the expenditure of funds and the creation of cessation programs.

Chair Daw invited public comment.

## **8 . Medical Cannabis: Contraindicated Uses**

Following committee discussion, Chair Daw indicated he would notify the sponsor of 2020 medical cannabis clean-up legislation that the committee would like the legislation to include a clarification that vaping of medical cannabis by teenagers is illegal.

## **9 . Adjourn**

**MOTION:** Sen. Christensen moved to adjourn. The motion passed with a vote of 14 - 0 - 3.

Yeas-14

Rep. S. Barlow  
Sen. D. Buxton  
Sen. A. Christensen  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. B. King  
Rep. K. Lisonbee  
Rep. K. Miles  
Rep. P. Ray  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0Absent-3

Sen. L. Escamilla  
Rep. R. Spendlove  
Sen. E. Vickers

Chair Daw adjourned the meeting at 10:44 a.m.